

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

GERALD WAYNE TIMMS

Petitioner

v.

TRACY JOHNS

Respondent

Judgment in a Civil Case

Case Number: 5:08-HC-2160-BO

Decision by Court.

This action came before the Honorable Terrence W. Boyle, United States District Judge, for consideration of the petition for writ of habeas corpus.

IT IS ORDERED AND ADJUDGED that this action is hereby dismissed without prejudice.

This Judgment Filed and Entered on February 4, 2011, with service on:

Kearns Davis (via CM/ECF Notice of Electronic Filing)

Andrew Tripp (via CM/ECF Notice of Electronic Filing)

John A. Duberstein (via CM/ECF Notice of Electronic Filing)

Edward D. Gray (via CM/ECF Notice of Electronic Filing)

Michael D. Bredenberg (via CM/ECF Notice of Electronic Filing)

R.A. Renfer, Jr. (via CM/ECF Notice of Electronic Filing)

February 4, 2011

/s/ Dennis P. Iavarone

Clerk

Raleigh, North Carolina